



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	)	Group Art Unit: 1655
Olivier De Lacharriere et al.	)	Examiner: MICHELE C FLOOD
Application No.: 10/826,316	)	Confirmation No.: 1068
Filing Date: April 19, 2004	)	
Title: VITAMIN/METAL SALT	)	
COMPOSITIONS FOR REDUCING	)	
HAIR LOSS AND/OR PROMOTING	)	
HAIR REGROWTH	)	

FIRST  
INFORMATION DISCLOSURE STATEMENT  
TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a First Information Disclosure Statement (IDS) and accompanying form PTO-1449 for the above-identified patent application.

- ☐ No additional fee for submission of an IDS is required.
- ☐ The fee of 180 as set forth in 37 C.F.R. § 1.17(p) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e), and the fee of 180 as set forth in 37 C.F.R. § 1.17(p) are also enclosed.
- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.
- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the fee due.
- ☐ Charge \_\_\_\_\_ to credit card for the fee due. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BUCHANAN INGERSOLL AND ROONEY PC

Date January 19, 2007

By: Mary Katherine Baumeister  
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Registration No. 26254

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**Buchanan Ingersoll & Rooney PC**  
Attorneys & Government Relations Professionals



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	<b>MAIL STOP AMENDMENT</b>
Olivier De Lacharriere et al.	)	
Application No.: 10/826,316	)	Group Art Unit: 1655
Filed: April 19, 2004	)	Examiner: MICHELE C FLOOD
For: VITAMIN/METAL SALT	)	Confirmation No.: 1068
COMPOSITIONS FOR REDUCING	)	
HAIR LOSS AND/OR PROMOTING	)	
HAIR REGROWTH	)	

**FIRST INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, the accompanying information is being submitted in accordance with 37 C.F.R. §§ 1.97 and 1.98. Applicants request the Examiner's consideration of the documents listed on the accompanying Form PTO-1449.

Many of the listed documents were previously made of record in prior Application No. 09/902,266, filed July 11, 2001, upon which Applicants rely for the benefits provided in 35 U.S.C. § 120. In accordance with 37 C.F.R. § 1.98, a copy of each of the listed documents, except those documents which were previously made of record in the prior application, is enclosed. Moreover, copies of listed U.S. patents are not enclosed since it is no longer required according to the July 11, 2003 waiver of the requirement for copies of cited U.S. patents and U.S. patent application publications in national patent applications filed after June 30, 2003 and international applications entering the national stage under 35 U.S.C. § 371 after June 30, 2003.

With respect to the documents which are not in English, the following remarks are offered:

For WO96/17584 for which an English translation is not available to applicants, an English-language abstract is provided to serve as a brief statement of relevance.

For JP 2000-038340, applicants submit a machine-made English translation; this includes an English abstract which serves as a brief statement of relevance.

For JP 09-252746, JP 08-291025 and JP 2000-178142 applicants submit machine-made English translations; these include English abstracts which serve as brief statements of relevance.

For DE 197 57 921, DE 198 58 670, DE 299 03 490 and DE 298 12 754, English translations are not available to applicants; however, English abstracts are provided as brief statements of relevance. In addition, applicants are providing herewith an English translation of pages of the French preliminary search report (copy also provided herewith) listing the cited documents, their categories of relevance and the members of their patent families.

For DE 38 00 968, no English translation or abstract is available, but the English translation of the relevant portion of the French search report serves as a brief statement of relevance.

For FR 2 694 692, FR 2 768 623, FR 2 723 680 and HU 209 067, English translations are not available to applicants; however, English abstracts and the English translations of the relevant sections of French search report are submitted as brief statements of relevance.

For JP 06-256142, DE 299 16 231, EP 0334486, JP 04342516 and DE 100 21 310, no English translations are available to applicants; however, English-language abstracts are provided as brief statements of relevance.

For FR 2 760 358, no English translation is available to applicants; however, the English translation of the relevant section of the French search report serves as a brief statement of relevance.

For JP 2000-095630, applicants provide an English abstract to serve as a brief statement of relevance. Moreover, its English-language counterpart Chevalier USP 6,277,388 is cited to serve in lieu of an English translation.

For JP 08-509975, applicants provide a machine-made English translation; this includes an English abstract which serves as a brief statement of relevance.

For JP 08-268845, WO 92/19224, JP 11-263711 and JP 06-135822, applicants provide English abstracts which serve as brief statements of relevance.

For JP 11-158044 and JP 06-340519, applicants provide machine-made English translations; these include English abstracts which serve as brief statements of relevance.

For EP 1002527, which is a counterpart of JP 2000-095630, the English abstract of the Japanese document serves as a brief statement of relevance for the European publication. Also, its English-language counterpart, Chevalier USP 6,277,388, is cited to serve as an English translation.

This Statement, Form PTO-1449 and documents are being submitted within three (3) months of the filing or entry of the national stage of this application or before the first Office Action on the merits, whichever is later. Since these documents are being filed within the time period set forth in 37 C.F.R. § 1.97(b), no fee or statement is required.

It is respectfully requested that an Examiner-initialed copy of the accompanying Form PTO-1449 be returned to the undersigned.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date: January 19, 2007

By: Mary Katherine Baumeister  
Mary Katherine Baumeister  
Registration No. 26254

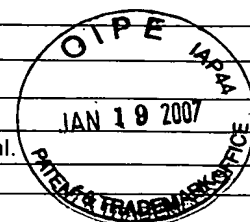
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**FIRST  
INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 2

Application Number	10/826,316
Filing Date	April 19, 2004
First Named Inventor	Olivier De Lacharriere et al.
Examiner Name	MICHELE C FLOOD
Attorney Docket No.	1016800-000678


**U.S. PATENT DOCUMENTS**

Examiner Initials	Document Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Issue/Publication Date (MM-DD-YYYY)
	6,013,279		Klett-Loch	01-11-2000
	4,704,280		Bates	11-03-1987
	6,013,250		Cannell et al.	01-11-2000
	6,156,899		Galey et al.	12-05-2000
	6,149,933		Nelson	11-21-2000
	5,068,315		Buuletjens et al.	11-26-1991
	5,827,510		Mesquitta	10-27-1998
	6,099,870		Cauwenbergh	08-08-2000
	6,150,405		Proctor	11-21-2000
	5,514,672		Bazzano	05-07-1996
	5,639,482		Crary	06-17-1997
	5,196,449		Magistretti et al.	03-23-1993
	5,053,222		Takasu et al.	10-01-1991
	6,277,388	B1	Chevalier	08-21-2001

**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Document Number	Kind Code (if known)	Country	Date of Publication (MM-DD-YYYY)	STATUS						
					Translation	Partial Translation	Eng. Lang. Summary	Search Report	IPER	Abstract	Cited in Spec
	96/17584		WO	06-13-1996						X	
	96/10387		WO	04-11-1996							
	2000-038340	A	JP	02-08-2000		X				X	
	09-252746	A	JP	09-30-1997		X				X	
	08-291025	A	JP	11-05-1996		X				X	
	2000-178142	A	JP	06-27-2000		X				X	
	197 57 921	A1	DE	07-01-1999				X		X	
	198 58 670	A1	DE	06-21-2000				X		X	
	299 03 490	U1	DE	06-02-1999				X		X	
	298 12 754	U1	DE	12-24-1998				X		X	
	38 00 968	A1	DE	07-27-1989				X			
	2 694 692	A1	FR	02-18-1994				X		X	
	2 768 623	A1	FR	03-26-1999				X		X	
	2 723 680	A1	FR	02-23-1996				X		X	
	209 067	A	HU	03-28-1994				X		X	
	06-256142	A	JP	09-13-1994						X	
	299 16 231	U1	DE	02-17-2000						X	
	0334486	A2	EP	02-21-1989						X	
	04342516	A	JP	11-30-1992						X	
	100 21 310	A1	DE	11-15-2001						X	
	2 760 358	A1	FR	09-11-1998				X			

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

**FIRST  
INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 2 of 2

Application Number	10/826,316
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First Named Inventor	Olivier De Lacharriere et al.
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Attorney Docket No.	1016800-000678

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					Translation	Partial Translation	Eng. Lang. Summary	Search Report	IPER	Abstract	Cited in Spec
	2000-095630	A	JP (corresp. US6277388)	04-04-2000		X				X	
	08-509975	A	JP	10-22-1996		X				X	
	08-268845	A	JP	10-15-1996						X	
	98/51265	A1	WO	11-19-1998							
	92/19224	A2	WO	11-12-1992						X	
	11-26371	A	JP	09-28-1999						X	
	06-135822	A	JP	05-17-1994						X	
	11-158044	A	JP	06-15-1999		X				X	
	1 002 527	A2	EP (corresp. US 6277388)	05-24-2000		X				X	
	06-340519	A	JP	12-13-1994		X				X	

**NON-PATENT LITERATURE DOCUMENTS**

Examiner Initials	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
	Drug Launches (3/23/1998). Trade Name: OCUTIVE.
	<a href="http://www.aabhealth.com/natural.htm">http://www.aabhealth.com/natural.htm</a> ; "A Quick Vitamin and Mineral Guide", 10 pages.
	<a href="http://www.newton.dep.anl.gov/askasci/chem99/chem99136">http://www.newton.dep.anl.gov/askasci/chem99/chem99136</a> ; "Ask A Scientist, Chemistry Archive, University of Chicago, Newton BBS, 3 pages.
	Technical Data Sheet: OCUVITE (registered trademark) Vitamin and Mineral Supplement, Tablets. (Product Code 4550), Pharmacovigilance/Bausch & Lomb Pharmaceuticals, Inc.

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.